

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

WP(C).No. 33904 of 2007(J)

PETITIONER:

1. JEEMON V.T.
JUNIOR HEALTH INSPECTOR GRADE-II
COMMUNITY HEALTH CENTRE
EZHIKKARA, ERNAKULAM DISTRICT.
2. C.SATHEESH KUMAR
JUNIOR HEALTH INSPECTOR GRADE-II
PRIMARY HEALTH CENTRE
PURAKKAD, ALAPPUZHA DISTRICT.

BY ADV. SRI.C.S.ABDUL SAMMAD
SRI.V.D.BALAKRISHNA KARTHA

RESPONDENTS:

1. STATE OF KERALA REPRESENTED BY THE
SECRETARY TO GOVERNMENT
HEALTH AND FAMILY WELFARE DEPARTMENT
GOVERNMENT SECRETARIAT, TRIVANDRUM.
2. THE DIRECTOR OF HEALTH SERVICES
TRIVANDRUM.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 16/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

V.GIRI, J

W.P.(C). 33904/2007

Dated this the 16th day of November, 2007

JUDGMENT

The petitioners, who were originally appointed as Junior Health Inspectors Grade-II in the Health Service Department, had thereafter been appointed in Municipal Common Service. Before confirmation in the latter Department, they sought for repatriation to the Health service. By Exts.P1 and 2 orders, they were permitted to join Health Services. Petitioners contend, in the meanwhile, that under Ext.P3 order, they were provisionally promoted as Junior Health Inspectors Grade-I, but on repatriation to the parent department they were posted only as Grade-II. Petitioners have filed Exts.P4 and P5 before the Director of Health Services seeking promotion to the post of Junior Health Inspector Grade-I taking note of their original seniority in the parent department.

Having heard the learned Government Pleader also, this writ petition is disposed of directing the second

respondent to look into Ext.P4 and P5 and take a decision thereon in accordance with law within a period of three months from the date of receipt of a copy of this judgment keeping in mind the principles laid down by the Full Bench of this Court in **Balakrishnan Nair v. Rammohan Nair (1998 (1) KLT 766 (FB)).**

V.GIRI
Judge

mrCS